

ble to jury service during summer months or other extended periods of time when they are not actually teaching."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and the Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 5, 1967, by a non-record vote; House refused to concur in Senate amendments to H.B. No. 428 on May 27, 1967, and requested the appointment of a Conference Committee to consider the differences between the two Houses; House adopted the Conference Committee Report on H.B. No. 428 on May 29, 1967, by a non-record vote; House adopted H.C.R. No. 171 authorizing certain corrections in H.B. No. 428 on May 29, 1967; passed by the Senate, with amendments, on May 27, 1967, by a viva-voce vote; at the request of the House, the Senate appointed a Conference Committee to consider the differences between the two Houses; Senate adopted the Conference Committee Report on H.B. No. 428 on May 29, 1967, by a viva-voce vote; Senate adopted H.C.R. No. 171 authorizing certain corrections in H.B. No. 428 on May 29, 1967.

Approved June 18, 1967.

Effective Aug. 28, 1967, 90 days after date of adjournment.

DEPARTMENT OF HEALTH—DEAF PERSONS— PSYCHOLOGICAL AND AUDIOLOGICAL TESTS

CHAPTER 754 ⁹⁵

H. B. No. 478

An Act directing the State Department of Health to develop and carry out a program to provide psychological and audiological tests to deaf or hard-of-hearing persons in certain areas of the state; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The State Department of Health shall establish and develop a state program for the testing of deaf and hard-of-hearing persons for hearing defects. The purpose of this program is to provide audiological and psychological testing services to the deaf and hard-of-hearing in areas where these services are not otherwise available.

Sec. 2. The State Department of Health may contract with physicians to provide psychological and audiological tests to deaf or hard-of-hearing persons and subject to legislative appropriation of funds may pay a reasonable fee for the services.

Sec. 3. (a) In the program the agency shall include:

(1) criteria and standards consistent with the purposes of this Act for determining the degree of hearing loss which makes a person eligible for testing under this Act; and

⁹⁵. Vernon's Ann.Civ.St. art. 4447g, §§ 1-4.

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(2) criteria and standards for determining physicians' qualifications for administering tests under this Act.

(b) The testing service shall be made available only in areas where the service would not otherwise be available.

Sec. 4. The State Department of Health shall establish and collect fees to cover the costs of these services: provided, however, that such services shall not be denied to any resident of the State of Texas because of inability to pay such fee.

Sec. 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended.

Passed by the House on April 18, 1967, by a non-record vote; passed by the Senate on May 25, 1967: Yeas 31, Nays 0.

Approved June 18, 1967.

Effective Aug. 28, 1967, 90 days after date of adjournment.

CIGARETTE TAX—UNSTAMPED CIGARETTES

CHAPTER 755

H. B. No. 599

An Act relating to taxation of cigarettes; amending Article 7.10, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Article 7.10, Title 122A, Taxation—General, Revised Civil Statutes of Texas, 1925, is amended ⁹⁶ to read as follows:

“Article 7.10.

“Every person, other than a distributing agent, bonded distributor, or common carrier, shall before receiving or accepting delivery of any cigarettes without stamps affixed to evidence the payment of the tax, obtain from the Treasurer the requisite amount or number of stamps necessary to stamp such cigarettes and the possession of any unstamped cigarettes without the possession of the requisite amount or number of stamps shall be prima facie evidence that said cigarettes are possessed for the purpose of making a ‘first sale’ thereof without stamps and without payment of the tax levied herein.

“Every distributor in this State shall cause all cigarettes received by him to have the requisite denominations and amount of stamps affixed to represent the tax as levied herein; provided, however, that any distributor who has obtained from the Treasurer and has in his possession the requisite amount and number of stamps necessary to stamp all cigarettes received by him may hold such cigarettes from a period of not longer than ninety-six (96) hours, excluding Saturdays, Sundays, and legal holidays, before affixing the stamps as required herein.”

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative

96. V.A.T.S. Tax.-Gen. art. 7.10.